

IN RE:  
BRIGIDA ESPINAL  
XXX-XX-5544

CASE NO. 14-03308-ESL

CHAPTER 13

DEBTOR (S)

TRUSTEE'S OBJECTION TO CLAIM #05-1  
FILED BY (OR ON BEHALF OF):DLJ MORTGAGE CAPITAL INC  
NOTICE AND CERTIFICATE OF SERVICE

TO THE HONORABLE COURT:

NOW COMES Jose R. Carrion, Chapter 13 Trustee, through the undersigned attorney, and very respectfully alleges and prays:

1. On August 25, 2014, DLJ MORTGAGE CAPITAL INC filed proof of claim #05-1, in the amount of \$71,438.44, as an secured claim.

- The Trustee objects proof of claim 05-1 pursuant to Fed. R. Bankr. P. 3001(e); since it lacks of evidence of endorsement of Mortgage Note to demonstrate that DLJ MORTGAGE CAPITAL INC has the right to receive payments under the plan. (Secured Mortgage)

WHEREFORE the Trustee respectfully prays that this motion be granted for the reason herein set forth and that an order be entered **Disallowing objected claim.**

NOTICE: Within thirty (30) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the clerk's office of the United States Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the objection will be deemed unopposed and may be granted unless:(1) the requested relief is forbidden by law;(2) the requested relief is against public policy; or (3) in the opinion of the court, the interest of justice requires otherwise. If you file a timely response, the court may schedule a hearing.

In San Juan, Puerto Rico this Friday, September 12, 2014.

/s/ Jose R. Carrion

JOSE R. CARRION  
CHAPTER 13 TRUSTEE  
PO Box 9023884  
San Juan, PR 00902-3884  
Tel.(787)977-3535

ESP

VERIFIED STATEMENT

The undersigned, of legal age and as employee of Jose R. Carrion, Chapter 13 Trustee Office, hereby certifies that on this same date, I personally and duly notified a true and exact copy of the attached motion to each party below listed.

BRIGIDA ESPINAL  
VILLA GUADALUPE  
FF 13 CALLE 18  
CAGUAS, PR 00725

DLJ MORTGAGE CAPITAL INC  
SELECT PORTFOLIO SERVICING, INC  
PO BOX 65450  
SALT LAKE CITY, UT 84152

ROBERTO FIGUEROA CARRASQUILLO\*  
PO BOX 186  
CAGUAS, PR 00726-0186

SELECT PORTFOLIO SERVICING AS ASIGNEE  
C/O AIMEE LOPEZ PABON ESQ  
LATIMER BIAGGI RACHID & GODREAU  
PO BOX 9022512  
SAN JUAN, PR 00902-2512

In San Juan, Puerto Rico this Friday, September 12, 2014.



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Chapter 13 Clerk